



1.28C  
DHC  
JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rickey D. Hart et al.  
Serial No.: 09/875,588  
Filing Date: 06/06/2001  
Title: SURGICAL FASTENING SYSTEM  
AND METHOD FOR USING THE SAME  
Group Art Unit: 3731  
Examiner: Julian W. Woo  
Attorney's Docket No.: INNO-15 CON 3

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED  
WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL,  
POSTAGE PREPAID, IN AN ENVELOPE ADDRESSED TO: COMMISSIONER  
FOR PATENTS, PO BOX 1450, ALEXANDRIA, VA 22313-1450, ON:

August 3, 2006

(DATE OF DEPOSIT)

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Margaret M. Slezak

(NAME OF ATTORNEY)

*Margaret M. Slezak*  
(SIGNATURE)

August 3, 2006

(DATE OF SIGNATURE)

Sir:

SUBMISSION OF DEFICIENCY PAYMENT UNDER 37 CFR 1.28 (c)

Applicants request under 37 CFR 1.28 (c) that an error be excused regarding  
Small Entity status in payment of Petition for Two Month of Extension of Time and RCE  
fees for the above-identified application.

As required under 37 CFR 1.28 (c) (1) and (c) (2), the deficiency payment is  
itemized as follows:

Fees Erroneously Paid as Small Entity	Current Fee	Fee Actually Paid	Date of Payment	Deficiency Amount Owed
Petition for Two Month of Extension of Time	\$450.00	\$210.00	11/21/2003	\$240.00
RCE	\$790.00	\$395.00	12/14/2005	\$395.00

Total: \$635.00

Adjustment date: 08/07/2006 SLUANG1  
11/28/2003 CNGUYEN 00000055 09875588  
01 FC:2252 -210.00 OP

08/07/2006 SLUANG1 00000009 09875588

Adjustment date: 08/07/2006 SLUANG1  
12/19/2005 DEMHANU1 00000063 09875588  
01 FC:2801 -395.00 OP

01 FC:1801  
02 FC:1252

790.00 OP  
450.00 OP

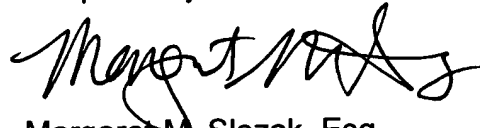
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Enclosed is a check in the amount of \$ 635.00 to cover the total deficiency amount owed.

Applicants believe that this SUBMISSION OF DEFICIENCY PAYMENT UNDER 37 CFR 1.28 (c), together with the check for \$ 635.00, is sufficient to satisfy the requirement under 37 CFR 1.27 (g) (2) requiring notification of loss of entitlement of Small Entity status.

In the event that any additional fees may be required in connection with this matter, please charge the same to Deposit Account No. 16-0221.

Respectfully submitted,



Margaret M. Slezak, Esq.  
Registration No. 55,625  
Pandiscio & Pandiscio, P.C.  
470 Totten Pond Road  
Waltham, MA 02451  
Tel. (781) 290-0060

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